

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2665
Examiner: Mr. Justin M. Philpott

In re PATENT APPLICATION of:

Applicant(s) : Yukihiro OZEKI)

Serial No. : 09/494,183)

Filed : January 31, 2000)

For : MULTIPLEXER, DEMULTIPLEXER AND)
MULTIPLEX COMMUNICATION SYSTEM)

Attorney Ref. : SATA 002)

**REQUEST FOR
REFUND**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is respectfully requested that a refund be issued for an extension fee charged to our Deposit Account, number 18-0002, due to an extension of time in connection with an Examiner's Amendment to correct a typographical error in one of the claims. This will be explained more fully below.

The present application was finally rejected in an Office Action dated June 2, 2004. A response was timely filed on September 2, 2004. More than a month thereafter, the Examiner telephoned to advise that the application was allowable except for a typographical error in one of the claims ("for" in the last line of claim 12 should have been "from"). He also advised that an extension of time would be needed in order to correct this error and place the application in condition for allowance. In order to secure allowance of

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No. 18-0002

the application, the undersigned attorney therefore authorized payment of the extension fee from the firm's Deposit Account.

It is respectfully submitted that the extension fee should be refunded for the following two reasons. First, the Patent and Trademark Office's failure to convey to the Examiner the response that was filed on September 2, 2004 in a timely manner meant that the typographical error was not detected by the Examiner until after expiration of the first extension month. Consequently, the applicable extension of time fee was \$430 rather than \$110. Secondly, it should not cost \$430 (or even \$110) to correct a typographical error.

Please credit the refund to our Deposit Account number 18-0002.

Respectfully submitted,



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AW:rw

REQUEST FOR REFUND

09/494,183